IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 262 OF 2007

M/S TERACOM LIMITED ... Petitioner
Versus
UNION OF INDIA & ORS ... Respondent

Mr. Balbir Singh with Mr. P.S. Rao, for the Petitioner.

Mr. J. Vaz, Central Govt. Standing Counsel for the Respondents.

Coram:- N. A. BRITTO, J.

Date:- 9th May, 2007

P.C.:

Heard Shri Balbir Singh, the learned Counsel on behalf of the Petitioner. Shri Vaz, the learned Standing Counsel on behalf of the respondents, waives notice.

Considering the controversy involved in this petition, the same can be disposed of by the following Order :-

The petitioner would be allowed by the respondents to clear the raw material upon execution of a Bond in the sum of Rs. 2 crores to the satisfaction of the Deputy Commissioner of Central Excise, Division I, Panaji. The same shall be subject to the outcome of the two appeals now pending before the CESTAT, wherein a similar issue as urged in the petition is involved. Formal certificates, if required, to clear the raw material, shall be issued by the Deputy Commissioner, Central Excise.

The petition is disposed of on the above terms.

Authenticated copy be supplied to both the parties on payment of costs.

N. A. BRITTO, J.

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